

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2003-030638-001 SE

03/29/2005

COMMISSIONER JAMES T. BLOMO

CLERK OF THE COURT
L. Talbo
Deputy

FILED: 03/30/2005

STATE OF ARIZONA

FRANKIE Y JONES

v.

ANTONIO LOPEZ (001)
DOB: 03/21/1979

HERMAN ALCANTAR JR.

APO-SENTENCINGS-SE
APPEALS-SE
CITS - SE
DISPOSITION CLERK-SE
RFR
USICE VIA CERTIFICATION DESK-SE

DISPOSITION HEARING - PROBATION REINSTATED WITH REVOCATION
ARRAIGNMENT/VIOLATION HEARING

State's Attorney:	Melissa Stuebner
Defendant's Attorney:	Herman Alcantar
Defendant:	Present
Interpreter:	Sarah Seebeck

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The Defendant has previously entered a denial to the alleged violation of probation and now advises the Court that he/she wishes to enter an admission.

The Defendant admits violation of probation for condition 4.

The admission is accepted and entered of record.

The Defendant is advised of the right to disposition hearing within the statutory time limits and the right to a written probation violation report. Defendant and counsel waive these matters.

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Disposition proceeds at this time.

Let the record reflect as to Count 3 the Court finds that disposition is pursuant to A.R.S. 13-901.01(A).

The Court finds Defendant has violated the conditions of probation previously imposed.

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), continuing the defendant on probation beginning 03/29/2005:

Length of Probation: 3 years

IT IS ORDERED that probation in Count 1 shall run concurrent with probation in Count 3.

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: Count 3 - \$50.00 per month, beginning 09/01/2005.

FINE: Count 3 - Total amount of \$750.00, payable \$50.00 per month beginning 09/01/2005. Surcharges are waived.

ASSESSMENTS:

Count 3: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

All amounts payable through the Clerk of the Superior Court.

Condition 17 - Not consume or drink any substance containing alcohol.

Condition 18 - Not have any contact with the victim(s) whatsoever, unless approved in writing by the Adult Probation Department.

Condition 19 - Count 3: Complete 360 hours of approved community work service at a minimum rate of 20 hours per month beginning as directed in writing by the Adult Probation Department.

Condition 20 - Not remain in or return to the United States illegally if deported or processed through voluntary departure.

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IT IS ORDERED directing the Clerk of the Superior Court to transmit a certified copy of this minute entry and a copy of the original charging document to the regional office of the United States Immigration and Customs Enforcement.

Condition 21 - Count 1: Be incarcerated in the county jail for 3 month(s), beginning 03/29/2005 with credit for 0 days served.

Not to be released until 06/28/2005.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

Condition 24 - Participate and cooperate in any counseling or assistance as directed by the APD as noted in the Uniform Conditions of Supervised Probation.

Condition 25 - Abide by the Special Conditions of Probation as noted on the attachment to the Uniform Conditions of Supervised Probation.

IT IS FURTHER ORDERED Defendant be given credit for any monies paid to date.

IT IS ORDERED granting the Motion To Dismiss the allegations of violation of the remaining term(s) as set forth in the Petition To Revoke.

Count(s) 1: IT IS ORDERED remanding Defendant to the custody of the Maricopa County Sheriff.

Count(s) 3: IT IS FURTHER ORDERED Defendant be released from custody for this count only.

The written terms and conditions of probation are handed to the Defendant for explanation and signature. The Defendant is advised of the consequences of failure to abide the terms of probation.

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER JAMES T. BLOMO
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)